

**To:** Smith, Brooks M.[Brooks.Smith@troutmansanders.com]  
**From:** Frankenthaler, Douglas  
**Sent:** Thur 1/5/2017 9:54:15 PM  
**Subject:** RE: Red River

Brooks,

Thank you. Just to confirm, other than Exhibit 19g Red River is not making any other CBI claim?

Doug

**From:** Smith, Brooks M. [mailto:Brooks.Smith@troutmansanders.com]  
**Sent:** Thursday, January 05, 2017 3:01 PM  
**To:** Frankenthaler, Douglas <Frankenthaler.Douglas@epa.gov>  
**Subject:** RE: Red River

Red River's CBI claim is specific to Exhibit 19g, which was marked CBI in the initial response. The financial data in that exhibit is not public; the company has and continues to take reasonable precautions to protect the confidentiality of the data; and release of Exhibit 19g would harm Red River's competitive position. We respectfully request that EPA not release this exhibit and will stand by to provide any further substantiation that you may need.

Can you share who requested the information?

Best, Brooks

**Brooks M. Smith** | Troutman Sanders LLP | 804-697-1414 (work) | 804-836-7331 (cell) |  
[brooks.smith@troutmansanders.com](mailto:brooks.smith@troutmansanders.com) | 1001 Haxall Point, Richmond, VA 23218

**From:** Frankenthaler, Douglas [<mailto:Frankenthaler.Douglas@epa.gov>]  
**Sent:** Wednesday, January 04, 2017 11:06 AM  
**To:** Smith, Brooks M.  
**Subject:** RE: Red River

If you can give me an update by the end of the week, that would be great.

Ex. 7(a)

Ex. 7(a)

Thanks,

Doug

**From:** Smith, Brooks M. [<mailto:Brooks.Smith@troutmansanders.com>]  
**Sent:** Wednesday, January 04, 2017 7:47 AM  
**To:** Frankenthaler, Douglas <[Frankenthaler.Douglas@epa.gov](mailto:Frankenthaler.Douglas@epa.gov)>  
**Subject:** RE: Red River

Hi Doug, same to you. Sorry we did not get a chance to connect before the holiday break but I look forward to catching up soon. On the CBI issue, I will chase this down and report back before the end of the week. Will that work?

Ex. 7(a)

Best, Brooks

**Brooks M. Smith** | Troutman Sanders LLP | 804-697-1414 (work) | 804-836-7331 (cell) |  
[brooks.smith@troutmansanders.com](mailto:brooks.smith@troutmansanders.com) | 1001 Haxall Point, Richmond, VA 23218

**From:** Frankenthaler, Douglas [<mailto:Frankenthaler.Douglas@epa.gov>]  
**Sent:** Tuesday, January 03, 2017 4:19 PM  
**To:** Smith, Brooks M.  
**Subject:** RE: Red River

Brooks,

I hope that your new year is off to a good start.

We received a FOIA request that covers Red River's response to EPA's 308 Information Request. It appears that Red River made some general CBI claims in the cover letter, but did not specifically identify which, if any responses and responsive documents it considers CBI. Will you please let us know which, if any responses and documents Red River considers CBI.

Absent a withdrawal of the CBI claim, please provide a CBI marked versions of the response and documents. Finally, please identify the basis for any CBI claim made.

I would appreciate an approximate timeframe for your response.

Please feel free to give me a call to discuss.

Thank you,

Doug

Douglas Frankenthaler

Assistant Regional Counsel (3RC20)

US EPA Region III

1650 Arch Street

Philadelphia, PA 19103

P: 215.814.2472

F: 215.814.2603

[frankenthaler.douglas@epa.gov](mailto:frankenthaler.douglas@epa.gov)

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